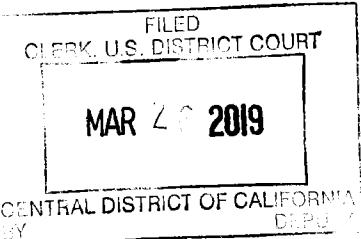


Philip Rosenthal
FULL NAME
Corcoran State Prison
COMMITTED NAME (if different)
P.O. Box 3761
FULL ADDRESS INCLUDING NAME OF INSTITUTION
Corcoran CA. 93217
BF-0331
PRISON NUMBER (if applicable)



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

<u>Philip Rosenthal</u> v. <u>Joseph Blackstone</u>	PLAINTIFF, v. DEFENDANT(S.)	CASE NUMBER <u>SA CV 18-00966-JVS(E)</u> <i>To be supplied by the Clerk</i> <u>Second Amended Complaint</u> CIVIL RIGHTS COMPLAINT PURSUANT TO (Check one) <input checked="" type="checkbox"/> 42 U.S.C. § 1983 <input type="checkbox"/> Bivens v. Six Unknown Agents 403 U.S. 388 (1971)
---	-----------------------------------	--

A. PREVIOUS LAWSUITS

1. Have you brought any other lawsuits in a federal court while a prisoner: Yes No
2. If your answer to "1." is yes, how many? 1

Describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on an attached piece of paper using the same outline.)

This lawsuit encompassed slander and other sadistic actions that violated the 8th Amendment of the U.S. Constitution.

a. Parties to this previous lawsuit:

Plaintiff Philip Rosenthal

Defendants Los Angeles County, Law Enforcement

b. Court United States District Court, Central District of California

c. Docket or case number 2:17-cv-02898 JVS (E)

d. Name of judge to whom case was assigned District Court Judge Seino/Judge Eick

e. Disposition (For example: Was the case dismissed? If so, what was the basis for dismissal? Was it appealed? Is it still pending?) Dismissed as delusional/Fanciful allegations

f. Issues raised: Government organized stalking leading to slander, harassment and violence

g. Approximate date of filing lawsuit: May, 2017

h. Approximate date of disposition Sept. 2017

B. EXHAUSTION OF ADMINISTRATIVE REMEDIES

1. Is there a grievance procedure available at the institution where the events relating to your current complaint occurred? Yes No

2. Have you filed a grievance concerning the facts relating to your current complaint? Yes No

If your answer is no, explain why not See exhaustion of Administrative remedies discussion in complaint.

3. Is the grievance procedure completed? Yes No

If your answer is no, explain why not See exhaustion of Administrative remedies discussion in complaint.

4. Please attach copies of papers related to the grievance procedure.

C. JURISDICTION

This complaint alleges that the civil rights of plaintiff Ph. H.P. Rosenthal

(print plaintiff's name)

who presently resides at Corcoran State Prison, P.O. Box 3461, Corcoran CA. 93217
(mailing address or place of confinement)

were violated by the actions of the defendant(s) named below, which actions were directed against plaintiff at

Orange County Jail, 550 N. Flower St. Santa Ana CA. 92703

(institution/city where violation occurred)

on (date or dates) see Actual Complaint _____, _____, _____.
(Claim I) (Claim II) (Claim III)

NOTE: You need not name more than one defendant or allege more than one claim. If you are naming more than five (5) defendants, make a copy of this page to provide the information for additional defendants.

1. Defendant John Doe #1 _____ resides or works at
(full name of first defendant)
Count Orange County Jail, 550 N. Flower St. Santa Ana CA 92703
(full address of first defendant)
One: Deputy Sheriff
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both): individual official capacity.

Explain how this defendant was acting under color of law:

Working as a deputy Sheriff for the County of Orange

2. Defendant John Doe #2 _____ resides or works at
(full name of first defendant)
Count Orange County Jail, 550 N. Flower St. Santa Ana CA 92703
(full address of first defendant)
One: Deputy Sheriff
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both): individual official capacity.

Explain how this defendant was acting under color of law:

Working as a deputy Sheriff for the County of Orange

3. Defendant John Doe #3 _____ resides or works at
(full name of first defendant)
Count Orange County Jail, 550 N. Flower St. Santa Ana CA 92703
(full address of first defendant)
One: Sheriff Deputy
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both): individual official capacity.

Explain how this defendant was acting under color of law:

Working as a deputy Sheriff for the County of Orange

4. Defendant John Doe #4 resides or works at
(full name of first defendant)
Count Orange County Jail, 550 N. Flower St. Santa Ana CA. 92703
(full address of first defendant)
One Sergeant
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both): individual official capacity.

Explain how this defendant was acting under color of law:

Working as a supervising sheriff for the County of Orange

5. Defendant John Doe #5 resides or works at
(full name of first defendant)
Orange County Jail, 550 N. Flower St. Santa Ana CA. 92703
(full address of first defendant)
Sergeant
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both): individual official capacity.

Explain how this defendant was acting under color of law:

Working as a ^{Supervising} Sheriff for the County of Orange

#6. Count one: Defendant: Sergeant Martinez

Orange County Jail 550 N. Flower St. Santa Ana CA. 92703
Sergeant

is sued in his individual capacity

(color of law) working as a supervising Sheriff for the
County of Orange

#7 Count one: Defendant: Sergeant Walehwa

Orange County Jail 550 N. Flower St. Santa Ana CA. 92703
Sergeant

is sued in his individual capacity

(color of law) working as a supervising Sheriff for the
County of Orange

1 DEFENDANTS continued:

2 #8 Count one/ Count two: Defendant Deputy Joseph Blockstone

3 Orange County Jail 550 N. Flower St. Santa Ana CA. 92703

4 Deputy Sheriff

5 is sued in his individual capacity

6 (color of law) working as a deputy Sheriff for the County of
7 Orange

9 #9 Count two: Defendant Deputy Erik Porter

10 Orange County Jail 550 N. Flower St. Santa Ana CA. 92703

11 Deputy Sheriff

12 is sued in his capacity

13 (color of law) working as a Sheriff deputy for the County
14 of Orange

16 #10 Count two: ^{Defendant Deputy} ~~██████████~~ Daniel Serrano

17 Orange County Jail 550 N. Flower St. Santa Ana CA. 92703

18 Deputy Sheriff

19 is sued in his individual capacity

20 (color of law) working as a Sheriff deputy for the County
21 of Orange

23 #11 Count two: Defendant Deputy Jason Owens

24 Orange County Jail 550 N. Flower St. Santa Ana CA. 92703

25 Deputy Sheriff

26 is sued in his individual capacity

27 (color of law) working as a Sheriff deputy for the County of Orange.

1 Defendants Continued:

2 #17 Count two: Defendant Sergeant Everardo Arrendondo

3 Orange County Jail 550 N. Flower St. Santa Ana CA 92703

4 supervising sheriff Deputy

5 is sued in his individual capacity

6 (color of law) working as a sheriff deputy for the

7 County of Orange

D. CLAIMS*

CLAIM I

The following civil right has been violated:

- Count one and count two both violate the eighth Amendment of the U.S. Constitution as cruel and unusual punishment
- Count one violates state law as the defendants displayed "willful negligence," "gross negligence," "negligence" and "wanton misconduct"
- Count two violates state law as to defendant Joseph Blackstone only as his actions displayed "willful negligence," "gross negligence," "negligence" and "wanton misconduct."

Supporting Facts: Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be certain you describe, in separately numbered paragraphs, exactly what each DEFENDANT (by name) did to violate your right.

COUNT ONE - The set-up flights

1. Plaintiff while housed in Orange County Jail was targeted for violence by Sheriff deputies at the jail. They engaged him in such violent acts, by recklessly housing and placing him in the vicinity of known enemies of his. Behind closed doors Sheriff deputies selected Plaintiff to be housed next to his enemies knowing they had a previous record of violent altercations with them. Discovery will allow for Plaintiff to uncover which specific deputy(s) had direct control over his movement and whom was purposefully placing him recklessly next to these known enemies. These will be the liable deputies. Plaintiff can't name them yet, because he is uncertain of whom they are.

2. Plaintiff upon returning to Orange County jail for a probation

**If there is more than one claim, describe the additional claim(s) on another attached piece of paper using the same outline.*

E. REQUEST FOR RELIEF

I believe that I am entitled to the following specific relief:

- Monetary Damages according to pretrial
- 1 million dollars in compensatory damages
- 1 million dollars in punitive damages

(Date)

Feb. 19, 2010

(Signature of Plaintiff)

1 THE COMPLAINT - COUNT ONE continued

2 violation in May of 2017, discussed with a nursing deputy (Deputy
 3 Rigby is not a defendant in this matter) Deputy Rigby, he had
 4 inmate enemy concerns with multiple inmates in the main jail,
 5 who attempted to or wanted to assault him. Because of these
 6 enemy concerns Deputy Rigby housed Plaintiff in J-mod, where he'd
 7 be safe in a cell behind protective glass, instead of the main
 8 jail's cell bars that inmates can fight through the protective
 9 glass you cannot.

10
 11 3. On June 30, 2017, Plaintiff was moved by reckless deputies
 12 from J-mod into the unsafe main jail. Plaintiff was initially
 13 housed below the tier of Michael Baker, who tells everyone
 14 Plaintiff is a "rat," because Plaintiff is a confidential
 15 informant on Michael Baker's case.

16
 17 4. On July 2, 2017 and July 3, 2017, Plaintiff filed grievances
 18 to be re-housed in the protective J-mod, away from his main
 19 jail enemies he listed in the grievances. The ~~#~~ sergeants
 20 in charge of grievance responses recklessly failed to
 21 respond to these grievances. Instead Plaintiff was re-housed
 22 in the direct vicinity of other known enemies in the
 23 main jail. These two supervisor sergeants whom
 24 recklessly disregarded these grievances on July 2, 2017,
 25 and July 3, 2017, should be labeled as defendants John Doe
 26 #4, and John Doe #5 (since their identities are unknown
 27 to Plaintiff until discovery reveals this).

1. On July 4, 2017, during the morning time plaintiff was
2. re-housed on the same tier and in direct vicinity of known
3. enemy Alfredo McKinno. Alfredo McKinno had previously back in
4. October of 2016, tried to razor slice plaintiff through the
5. main jail cell bars, and then threw bodily fluids at him.
6. Upon approaching McKinno's cell on July 4, 2017, a fight
7. broke out between the two plaintiff was re-housed due to this
8. fight, however next to further known enemies.

9.
10. 6. In the evening time of July 4, 2018, plaintiff was re-housed
11. on the same tier as two known enemies of his Eric
12. Salinas and Matthew Dragno. Salinas had tried to razor
13. slice plaintiff through the bars back in October of 2016.
14. and Dragno as well tried to assault ~~him~~ him in October.
15. At this time when plaintiff approached there cell a
16. fight broke out amongst the three in which Matthew
17. Dragno hit plaintiff multiple times on the head with
18. a homemade stick resembling a mini-bot or a pipe.

19.
20. 7. The next set-up fight occurred on Sept. 23, 2017, when
21. reckless deputies, this time placed plaintiff on the same
22. tier as enemy Michael Baker. And when ~~plaintiff~~
23. plaintiff approached his cell of course a fight broke out
24. between the two of them. Plaintiff had a grievance
25. screened out by a Sgt. Warchwa ~~on Sept. 12, 2017~~ on
26. Sept. 12, 2017, where plaintiff requested to not be placed
27. in the vicinity of Michael Baker, due the potential
28. of violence to break out, but Sgt. Warchwa recklessly disregarded
The Complaint, continued 2

1 this grievance, thus is properly a defendant in this matter.
2

3 8. For now, the housing deputies who facilitated these
4 set-up fights will be labeled as John Doe #1, John Doe #2,
5 and John Doe #3.

6 9. Set-up fight number four happened on Aug. 28, 2017. This
7 occurred by known enemy Raymond Boykin, who graffiti'd
8 "Rosenthal is a snitch" on the shower entrance door.

9 Assisted in creating cardboard cut-out penises placed in
10 front of Plaintiff's cell door for harassment purpose. And
11 engaged Plaintiff in numerous trash talking episodes for
12 harassment purposes. Plaintiff filed a grievance concerning
13 enemy Boykin's harassing measures towards Plaintiff
14 that was assigned to a Sergeant Martinez. Martinez
15 recklessly disregarded this grievance by returning it to
16 Plaintiff on Aug. 6, 2017 unanswered, telling Plaintiff it
17 does not make sense. For failing to investigate this harassment
18 Sgt. Martinez is properly labeled a defendant, due to the

19 resulting violent altercation that occurred between Plaintiff and
20 enemy Boykin. On Aug. 24, 2017, Plaintiff was in front of
21 inmate Boykin's cell door, and the two were having a shouting
22 match and Deputy Blackstone pulled Plaintiff by his

23 shirt collar OFF the door front and into a hallway area. So
24 Deputy Blackstone was aware of the tension between the two.

25 And on Aug. 28, 2017, during morning court transfer, instead of
26 keeping the two separate, Deputy Blackstone authorized
27 Plaintiff and Boykin to walk during the transfer right near

28 The complaint continued

1 each other. Plaintiff was cuffed behind his back without defense.
2 and Boykin was in waste chain cuffs making striking an
3 availability ~~for~~ for him. Deputy Blockstone allowed Boykin during the
4 escort to stand directly ^{behind Plaintiff} in an elevator after
5 Boykin walked behind Plaintiff down an escort passage
6 that was without camera surveillance. Deputy Blockstone
7 turned and walked away from Plaintiff and Boykin and
8 left the two unmonitored inside the elevator, and Boykin
9 reached out and sliced Plaintiff's forearm with a razor
10 blade.

11

12 COUNT TWO, Excessive Force

13 10. On July, 4, 2017, after Plaintiff's fight with inmate Osgood
14 and Salinas, Plaintiff was restrained by at least three
15 deputies, Smith, Porter and Serrano. These deputies
16 immediately after the fight occurred used excessive force
17 on Plaintiff. The deputies while escorting Plaintiff off the
18 tier applied breaking pressure to his wrist, causing a
19 fracture and nerve damage to his right thumb area and
20 wrist area. In addition to that these deputies hit
21 Plaintiff in the head (off camera) while going down the
22 stairs, and slammed his face against the wall (on camera).

23

24 11. The next episode of excessive force occurred by Deputy
25 Blockstone from the Aug. 28, 2017 set-up fight. After
26 Plaintiff was sliced from behind by inmate Boykin
27 Plaintiff proceeded to kick at the wielding Boykin. Deputy
28 Blockstone slammed Plaintiff's head into the elevator. Then
The Complaint, continued

1 the handcuffed behind his back plaintiff kicked again at Boykin
2 Dep. Blackstone then grabbed the plaintiff by the back of his
3 head, toppled him, slamming him face first into the ground
4 causing six of his teeth to break, fracturing his jaw.
5 and also causing a split of his chin needing four stitches
6

7 12. The final excessive occurred by deputy Blackstone again
8 and a deputy Owens on Sept. 22, 2017. On this date, off
9 digital camera in front of a Sgt. Arrendondo (the lack of
10 filming was intentionally done). Both Dep. Owens and Dep.
11 Blackstone came inside of plaintiff's cell, and slammed him
12 into the ground, hitting him multiple times on the ground
13 attacking plaintiff in his spine and slamming his head into
14 the ground. It is alleged Sgt. Arrendondo authorized this
15 excessive force, because the cell extraction Dep. Owens and
16 Dep. Blackstone performed was required to be on camera,
17 but was intentionally not done, and the sergeant was
18 required to film the extraction but did not.
19

State Law Causes of Action

20 13. Aside from the federal constitutional violations discussed
21 in this complaint, Plaintiff ~~can~~ also bring's state law
22 claims unto count one and count two. This is grounded
23 in tort liability and state law violations unto each
24 defendant who through "willful negligence," "gross
25 negligence," "negligence," and "wanton misconduct," did
26 in fact set plaintiff to fight against known enemies
27 The complaint, continued

1 as discussed throughout Count one. As to Count two, Plaintiff
2 only accuses one defendant Joseph Blackstone for state tort-
3 state law violations of "willful negligence," "gross negligence,"
4 "negligence," and "wanton misconduct," for his ~~unlawful~~ ~~unlawful~~
5 actions resulting in serious injury to Plaintiff during
6 his takedown of Plaintiff after the Boykin altercation.
7 Plaintiff properly brings state law claims in this
8 matter under the principles of res judicata. And
9 Plaintiff properly pursued these state tort claims by
10 filing a Government claim form, with the County Board
11 Board of Supervisor's ~~office~~ that was timely filed and
12 then rejected on Feb. 23, 2018 (see exhibit A, Government
13 claims rejection notice).

14

15 EXHAUSTION OF ADMINISTRATIVE REMEDIES

16 14. There are stacks of administrative complaints within the
17 OFFICE OF INTERNAL AFFAIRS and Orange County District
18 Attorney Office, due the jail's repeated ignoring of his
19 grievances from these events in this complaint. As we
20 see in a letter dated Oct. 8, 2017 to the Orange County
21 SHERIFF'S OFFICE OF INTERNAL AFFAIRS Plaintiff complained
22 of a disregard of these grievances from these episodes
23 (see exhibit B, letter to Internal Affairs). Also Plaintiff
24 wrote to the District Attorney Office and received
25 response concerning these episodes (see exhibits C-1 thru
26 C-3, letter and response from D.A. Office). In addition
27 to this Plaintiff filed grievances at the institutional level
28 from the set-up fights on July 7, 2017 (Exhibit D) (that
The complaint, continued

1 was never returned to him the response) and the set-up
2 fight from Aug. 28, 2017 (Exhibit E) (that the second level
3 never responded too).

4

5 I declare under penalty of perjury that the
6 foregoing is true and correct. Executed at Corcoran
7 California on ^{Feb. 19, 2019} ~~February 19, 2019~~

8 Philip Rose
9 Philip Rosenbaum

10

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28

Exhibit A



**COUNTY OF ORANGE
COUNTY EXECUTIVE OFFICE**

OFFICE OF RISK MANAGEMENT

- Safety & Loss Prevention Program
- Workers' Compensation Program
- Liability Claims Management Program
- Administration & Financial Management
- Insurance/Contracts & Commercial Insurance
- ADA II Public Access Compliance

Telephone: (714) 285-5500
FAX: (714) 285-5599

February 23, 2018

Phillip Rosenblum (BF-0331)
CHCF
PO Box 32110
Stockton CA 95213

Re: Claimant: Phillip Rosenblum (BF-0331)

Date of Loss: 07/04/2017

Claim Number: 20180016

Dear Mr. Rosenblum:

Please be advised that investigation of the above-matter has been completed. Investigation disclosed no negligence on behalf of the County of Orange. In view of the facts, we have no recourse but to disclaim any liability on behalf of the County of Orange.

Notice is hereby given that the claim you presented on, on 01/02/18, is rejected by operations of law.

WARNING: "Subject to certain exceptions, you have only six months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code, Section 945.6."

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Sincerely,

A handwritten signature in black ink, appearing to read "Joe Navarro".
Joe Navarro
Claims Representative
(714) 285-5516



Exhibit C
**OFFICE OF THE
 DISTRICT ATTORNEY
 ORANGE COUNTY, CALIFORNIA
 TONY RACKAUCKAS**

JIM TANIZAKI
 CHIEF ASSISTANT D.A.

JOSEPH D'AGOSTINO
 SENIOR ASSISTANT D.A.
 GENERAL FELONIES/
 ECONOMIC CRIMES

MICHAEL LUBINSKI
 SENIOR ASSISTANT D.A.
 SPECIAL PROJECTS

JAIME COULTER
 SENIOR ASSISTANT D.A.
 BRANCH COURT OPERATIONS

SCOTT ZIDBECK
 SENIOR ASSISTANT D.A.
 VERTICAL PROSECUTIONS/
 VIOLENT CRIMES

JENNY QIAN
 DIRECTOR
 ADMINISTRATIVE SERVICES

SUSAN KANG SCHROEDER
 CHIEF OF STAFF

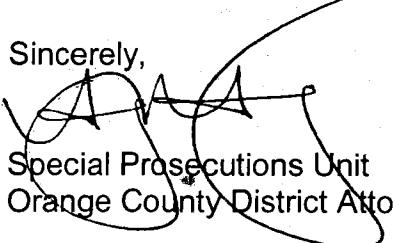
October 27, 2017

Phillip Rosenblum
 Booking #2996969
 Orange County Jail
 550 N. Flower St
 Santa Ana, CA 92703

Dear Mr. Rosenblum,

The Orange County District Attorney's Office is receipt of your letters dated September 16, 2017 and September 27, 17. In reviewing your court record ("Vision"), it appears you have been provided a private investigator. Please provide the details of your allegations to him, including specific dates and times of the alleged incidents, along with the names of the parties involved, if you know them, and any evidence you have in your possession to corroborate your allegations. Additionally, if you have reported the incidents to the Jail Sergeant, please provide your investigator with that information, as well. If you have not made any formal complaints to the Jail Sergeant, then you should consider doing so in order to make them aware of your plight. Lastly, the grievances alleged with regard to the Jail's failure to follow the Court's orders should be addressed in court, after giving proper notice to the County Counsel.

Sincerely,


 Special Prosecutions Unit
 Orange County District Attorney's Office

REPLY TO: ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE

WEB PAGE: <http://orangecountyda.org/>

MAIN OFFICE
 401 CIVIC CENTER DR W
 P.O. BOX 808
 SANTA ANA, CA 92701
 (714) 834-3600

NORTH OFFICE
 1275 N. BERKELEY AVE.
 FULLERTON, CA 92832
 (714) 773-4480

WEST OFFICE
 8141 13TH STREET
 WESTMINSTER, CA 92683
 (714) 896-7281

HARBOR OFFICE
 4601 JAMBOREE RD.
 NEWPORT BEACH, CA 92660
 (949) 476-4650

JUVENILE OFFICE
 341 CITY DRIVE SOUTH
 ORANGE, CA 92868
 (714) 935-7624

CENTRAL OFFICE
 401 CIVIC CENTER DR. W
 P.O. BOX 808
 SANTA ANA, CA 92701
 (714) 834-3952



Encl 12
SHERIFF DEPARTMENT
ORANGE COUNTY
SANTA ANA, CALIFORNIA

Facility: Central Men's Jail

SANDRA HUTCHENS, SHERIFF-CORONER

RECEIPT OF INMATE / DETAINEE GRIEVANCE

RECEIPT OF INMATE / DETAINEE GRIEVANCE

Inmate's Name	<u>ROSENBLUM, PHILLIP</u>	Booking Number	<u>2996969</u>
Housing Location	<u>MJ DI DI 03</u>	Date Grievance Received	<u>08/16/2017</u>
Date / Time of Incident	<u>07/04/2017 09:45 AM</u>	Location of Incident	<u>Dis-Iso</u>
Your Grievance has been assigned to Sergeant	<u>Arredondo</u>		

SYNOPSIS OF GRIEVANCE FILED

On July 4, 2017, Rosenblum was involved in 2 fights. He is claiming deputies slammed his head against the wall and hit him on the side of his body when being escorted down from the top tier.

THIS NOTICE SERVES ONLY TO DOCUMENT RECEIPT OF THE ABOVE GRIEVANCE. IT DOES NOT CONTAIN ANY STAFF RESPONSE OR RESOLUTION TO THE GRIEVANCE YOU HAVE FILED. STAFF INVESTIGATIONS INTO YOUR GRIEVANCE SHALL BE COMPLETED IN A REASONABLE TIME. REASONABLENESS WILL BE BASED ON THE TYPE AND SCOPE OF THE GRIEVANCE SUBMITTED. YOU WILL RECEIVE A WRITTEN RESPONSE UPON RESOLUTION OF THIS GRIEVANCE.

PER PBNDS, ALL GRIEVANCES FILED BY AN I.C.E. DETAINEE MUST BE ACTED ON WITHIN FIVE (5) WORKING DAYS OF RECEIPT.



**SHERIFF DEPARTMENT
ORANGE COUNTY
SANTA ANA, CALIFORNIA**

Facility: Central Men's Jail

JIT# MJ090517/1320

SANDRA HUTCHENS, SHERIFF-CORONER

RESPONSE TO GRIEVANCE APPEAL**RESPONSE TO GRIEVANCE APPEAL**

Inmate's Name	<u>ROSENBLUM, PHILLIP</u>	Booking Number	<u>2996969</u>
Housing Location	<u>MJ DI DI 03</u>	Date Appeal Received	<u>11/20/2017</u>
Date / Time of Incident	<u>08/28/2017 06:00 AM</u>	Location of Incident	
Your Grievance has been assigned to Lieutenant		<u>Gardner</u>	

SYNOPSIS OF GRIEVANCE APPEAL

The initial complaint by inmate Rosenblum was that Deputy Blacsckton allowed him to be assaulted by another inmate. The supplemental complaint received October 1, 2017 made the same allegation with the addition that Rosenblum felt he was being slandered and harassed by other inmates in his housing location.

STAFF RESPONSE TO GRIEVANCE APPEAL

On August 28, 2017 at about 0610 hours, inmate Rosenblum was involved in a fight with another inmate, then refused to comply with deputies orders to stop fighting, which required the deputies to use force on the inmates to stop the fight and restore order. A review of the use of force was conducted and the amount of force used was found to be reasonable, necessary, and within department policy.

In this complaint inmate Rosenblum is accusing jail staff of an "institutional cover-up", that he was assaulted at the direction of jail staff, and then denied medical treatment after the incident. Additionally, he is complaining that other inmates are slandering his name and harassing him. After reviewing all the reports and video recordings, and performing a management review of this incident, I feel Rosenblum's first complaint is completely unsubstantiated. I also found his second complaint to be vague, speculative, and without merit. I recommend no further action be taken regarding this grievance other than a notice of disposition being provided to inmate Rosenblum.

Attn: Internal Affairs.

Very unauthentic, and no longer acceptable if the Flagrant disregard for my grievances over these serious misconduct issues being ignored, unanswered, or not notifying me.

Please address the following to your senior assistant or captain, and provide me with immediate notification and further exhaustion option,

1. MJ09121712220 - Spitting on my items, physically suggestive search, etc... all on camera - Not answered yet.

2. MJ08181710130 - Continuing of known enemies jumping off tier, trying to cut my face - Complaints filed to be kept away and again still placed in vicinity resulting in weapons used against me, excessive force, and then a medical cover-up.

3. Complaint about Dep. Owen's on 4 different occasions coming in my cell, for intimidation, harassment, and assaultive purposes (I have dates & times). That I mailed out to you via public defender!

4. Placing me next to known enemy Michael Baker, who I'm a C.I. on, and who tells everyone I'm a rat, and of course a fight breaks out.

5. Aug. 28, 2017, authorization of a razor slice attack from behind, and excessive force resulting in serious multiple injury, being denied all on camera, multiple complaints/grievances not logged or answered.

Phillip Rose

Phillip Roseblum Bkg

O.C. Jail

#2996969

Disp. Iso- Irc-7

Dear Special Prosecutor,

This letter is written in regards to severe criminal/constitutional violations that have heavy weight at now.

First off on July 2, 2017 & July 3, 2017, I submitted grievances to be kept away from known enemies, whom tried to cut my face, the jail staff ignored them entirely, and instead housed me on two occasions on the same day right next to them, resulting in two separate bouts I involving multiple weapons being used and excessive force, causing serious injury that was ignored. (occurring July 4, 2017).

Next they authorized another act of violence on Aug 28, 2017, by transporting me with a known enemy of mine, who sliced me with a razor blade from behind and then the supervising deputy used excessive force on me by slamming me into the ground and breaking at least 6 of my teeth, stitches, etc. Additionally they had the audacity to deny seeing a razor blade even though it's on camera.

Again they facilitated another predictable fight on Sept. 23, 2017, by housing me over my multiple objection, next to Michael Baker, who tells everyone I'm a rat, due paperwork showing I'm a C.I. on his criminal matter (accused of killing his grandmother). And then a fight breaks out right away between us.

Additionally I have documentation of approximate 20 acts of food tampering, deputy spitting all over my item's on camera.

Complete denial of law library

1.

SPECIAL PROSECUTOR LETTER

research, and outdoor recreation for months straight.

Denial of medical care, including ignoring court orders for such.

Psychological harassment tactics by STAFF, and other acts of abuse/excessive force.

Character slander, graffiti, sexual harassment, and other attempts to place me next to known enemies of mine, and other acts of stalking by deputies.

Annoyance of eavesdropping and entrapment.

Retaliation searches of my cell up to approximately 7 to 8 times. (more than anyone else in the jail)

Illegal use of mechanical restraints for harassment purposes.

Repeated mail tampering and interception.

* most of my complaints have been so inadequately, absurd, overlooked, disregarded. Failure to investigate, it now mandates immediate attention by the D.A. OFFICE for an ethical oversight and investigation.

Sincerely,

Philip O'Rosen

Philip Rosenblum Bkg # 2996969

O.C. Jail

550 N. Flower St.

Santa Ana, Ca. 92703

2.